

STATE: PENNSYLVANIA						
WAIVER REQUESTS	ACTION					
	Appr	Pend- ing (PY 98)	No Auth	Not Needed	Dis- appr	Comments
Program						
1. Allow OJT to extend past six months. (PA98-001)	X					Excludes needs based and needs related payments.
2. Allow post-termination services, including training, for up to one year for all titles. (PA98-002)	X					
3. Exclude Social Security Disability Income (SSDI) from the definition of family income for youth & adults. (PA98-003)	X					
4. Waive the prohibition on stand-alone work experience, job search assistance, job search skills training and job club, for both youth and adults, when an individual service strategy, or individual assessment for title III, substantiates its use as appropriate. (PA98-014, 022)	XX					
5. Permit on-the-job training (OJT) with a participant's "current employer" in "an upgraded job" for <i>title II</i> eligible participants. (PA98-016)	X					The provisions which preclude OJT with a participant's "previous" employer in the same, a similar, or upgraded job is not waived for title III
6. Permit an alternate definition of "enrolled in a training or education program" which would apply to individuals determined eligible for title III, but who cannot begin training within 30 days due to class training schedules (semesters/quarters), or other extraordinary circumstances. (PA98-015)	X					

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7. Waive the membership requirements for the establishment of the Private Industry Council (PIC). (PA98-011)			X			Provisions pertaining to the "establishment and functions of service delivery areas and private industry councils" are specifically excepted from the Secretary's waiver authority and cannot be waived.
8. Permit entry employment and tryout employment with private for-profit employers in cases where the objective assessment and individual service strategy indicate it is an appropriate intervention. (PA98-013)	X					Certain conditions apply.
9. Remove the limitation on Summer Youth programs to operate only in the summer months in order to operate a year-around program for in-school youth, with a summer component for in-school and out-of-school youth. (PA98-020)			X			No legal authority to waive separate programs authorized under titles II-B and II-C. The stated goal may be achieved under existing transfer authority between these titles and a waiver is not needed.
10. Redefine title II-C programs to only serve out-of-school youth. (PA98-021)			X			Eligibility issue which is excepted from the Secretary's waiver authority and cannot be waived.
11. Waive the youth OJT wage and participation requirements. (PA98-023, 024)	XX					

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12. Eliminate subsets of programs for titles II-B and II-C and combine in one year-around youth program. (PA98-025)					X	Contrary to the prohibition on commingling of appropriated funds which waiver guidance clearly indicated would not be granted.
Administrative						
1. Permit State to use offset against it subrecipients as a method of repayment for misexpenditures by such subrecipients, similar to the Secretary's offset authority against recipients. (PA98-004)	X					Waiver permits the State to use offset against a subrecipient from funds to which the subrecipient is entitled under a subsequent year's allocation under certain conditions.
2. Waive all cost limitations for titles II and III and reduce cost categories to two (Administration and Program). (PA98-005)	X					Waiver does not apply to National Reserve Account grant awards and the costs of title III Rapid Response activities shall continue to be separately reported.
3. Waive the 85% first year obligation requirement for title II funds and apply an 80% expenditure requirement for all titles, as in title III, (for the purposes of recapture and reallocation of funds). (PA98-006)			X			Excepted from the Secretary's waiver under the "allocation of funds to local areas" exclusion, and therefore not waivable.

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4. Permit 1% of the State's tit II-B summer youth allotment to be retained at the State level to be used for State administration. (PA98-007)			X			Title II-B funds are allotted by statute to local areas in their entirety. No funds are available to the State for administration. Excluded from the Secretary's authority and cannot be waived.
5. Increase the audit threshold for recipients and subrecipients that are commercial organizations from \$25,000 to \$300,000. (PA98-008)	X					
6. Waive the requirement that allowable costs for programs under titles II and III be charged to a particular cost category/objective to the extent that benefits are received by such cost category/objective. (PA98-009)_				X		Waiver not necessary to accomplish stated goal to use JTPA facilities for other program activities after hours. In any event, the specific request would not be approved since it is inconsistent with Generally Accepted Accounting Principles (GAAP) and accountability requirements.

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7. Permit pooling of administration funds without having to track cost allocation to benefitting fund sources.(PA98-010)				X		Waiver unnecessary in light of the waiver granted eliminating the cost limitations and reducing the cost categories to two (see item 2,above). In any event the specific request would nothave been approved since it is inconsistent with GAAP and accountability requirements.
8. Expand the use of that portion of 5-percent incentive funds available for technical assistance and capacity building (up to 33% of incentive funds available) to include computer technology upgrades and SDA model programs which would not affect performance.		X				
Wagner-Peyser						
1. Waive the requirement for review and assessment of State agency compliance with Job Service regulations and substitute with State developed requirements. (PA98-026)					X	

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<p>Period of the granted waivers: PY 98 (07/01/98 - 06/30/99); extended for one more PY (99) from 07/01/99 - 06/30/00.</p> <p>Performance goals under the granted waivers: PY98 - 5% increase over PY97 actual performance; PY99 – State agrees to continued performance improvement over PY98 actual.</p> <p>NOTE: 1. There is a numbering disparity in the table as a result of duplicate requests (PA98-017, 018, 019) for waivers granted for PA98-001 and 002.</p> <p>2. A cell with more than one "X" indicates a situation where more than one discrete waiver in the same area has been combined for response. Each should be counted in the total.</p>						